



भारत का राजपत्र The Gazette of India

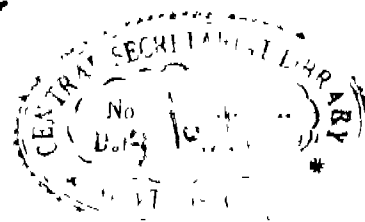
असाधारण
EXTRAORDINARY

भाग II—खण्ड 2

PART II—Section 2

प्राधिकार से प्रकाशित

PUBLISHED BY AUTHORITY



सं० 22] नई दिल्ली, मंगलवार, फरवरी 3, 1976/माघ 14, 1897
No. 22] NEW DELHI, TUESDAY, FEBRUARY 3, 1976/MAGHA 14, 1897

इस भाग में भिन्नपृष्ठसंख्या दी जाती है जिससे कि यह अलग संकलन के रूप में रखा जा सके।

Separate paging is given to this Part in order that it may be filed as a separate compilation.

RAJYA SABHA

The following Bill was introduced in the Rajya Sabha on the 3rd February, 1976:—

BILL No. XVII OF 1976

A Bill further to amend the Indian Standards Institution (Certification Marks) Act, 1952.

BE it enacted by Parliament in the Twenty-seventh Year of the Republic of India as follows:—

- | | |
|--|------------------------------|
| 1. This Act may be called the Indian Standards Institution (Certification Marks) Amendment Act, 1976. | Short title. |
| 2. In section 20 of the Indian Standards Institution (Certification Marks) Act, 1952 (hereinafter referred to as the principal Act),— | Amendment of section 20. |
| (i) in sub-section (2), clause (e) shall be omitted; | |
| (ii) sub-section (4) shall be omitted. | |
| 3. In section 21 of the principal Act, in sub-section (2), after the word and figures "section 20", the words "and may also provide for the levy of fees for the grant or renewal of any licence" shall be inserted. | Amendment of section 21. |
| 4. In the principal Act, after section 21, the following section shall be inserted, namely:— | Insertion of new section 22. |

Rules and
regula-
tions to
be laid
before
Parlia-
ment.

“22. Every rule and every regulation made under this Act shall be laid, as soon as may be after it is made, before each House of Parliament, while it is in session, for a total period of thirty days which may be comprised in one session or in two or more successive sessions, and if, before the expiry of the session immediately following the session or the successive sessions aforesaid, both Houses agree in making any modification in the rule or regulation, as the case may be, or both Houses agree that the rule or regulation, as the case may be, should not be made, the rule or regulation shall thereafter have effect only in such modified form or be of no effect, as the case may be; so, however, that any such modification or annulment shall be without prejudice to the validity of anything previously done under that rule or regulation.”.

STATEMENT OF OBJECTS AND REASONS

The Committee on Subordinate Legislation, while scrutinising the Indian Standards Institution (Certification Marks) Amendment Regulations, 1968, noticed that though the regulations provide for the levy of fees for the grant or renewal of any licence which have the effect of imposing a financial burden, they are not required to be laid before both Houses of Parliament, and hence they recommended that the regulations should be so laid. The Bill seeks to achieve this object.

2. The Committee on Subordinate Legislation have further recommended that whenever any Act is amended, the rule laying formula in the Act should be so amended as to bring it into conformity with the revised formula regarding the laying of rules before both Houses of Parliament. The Bill seeks to give effect to this recommendation also.

3. Opportunity has been taken to expressly empower the Indian Standards Institution to make regulations for the levy of fees for the grant or renewal of any licence under the Indian Standards Institution (Certification Marks) Act, 1952.

NEW DELHI;

The 28th January, 1976.

T. A. PAI.

MEMORANDUM REGARDING DELEGATED LEGISLATION

Clause 3 of the Bill empowers expressly the Indian Standards Institution to make regulations for the levy of fees for the grant or renewal of any licence under the Indian Standards Institution (Certification Marks) Act, 1952.

The matter in respect of which regulations may be made is of administrative detail and procedure, and, as such, the delegation of legislative power is of a normal character.

B. N. BANERJEE.
Secretary-General.